

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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TEVA PHARMACEUTICAL INDUSTRIES LTD. and  
TEVA PHARMACEUTICALS USA, INC.,

Plaintiffs

v.

Civil Action No.: 07 Civ. 5915 (SAS)

MYLAN PHARMACEUTICALS, INC.,  
Defendant.

Defendants.  
-----

**MOTION TO ADMIT COUNSEL PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, I, Jennifer M. Moore a member in good standing of the bar of this Court, hereby moves for an Order allowing the admission pro hac vice of

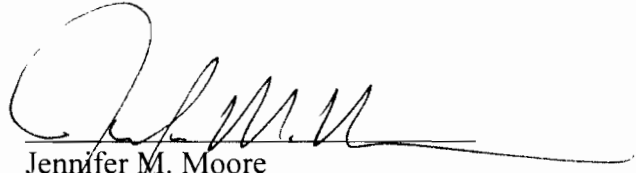
Jeffrey J. Toney  
Sutherland Asbill & Brennan, LLP  
999 Peachtree Street NE  
Atlanta, Georgia 30309  
Phone: 404-853-8000  
Fax: 404-853-8806

Jeffrey J. Toney is a member in good standing of the United States District Court, Northern District of Georgia. There are no pending disciplinary proceeding against Jeffrey J. Toney in any State or Federal court.

Dated: July 30, 2007

New York New York

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J.M. Moore', with a long horizontal flourish extending to the right.

Jennifer M. Moore

New York Bar No. 267629

SUTHERLAND ASBILL & BRENNAN LLP

1114 Avenue of the Americas

New York, New York 10036

Tel: 212-389-5000

Fax: 212-389-5099

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**AFFIDAVIT OF JENNIFER M. MOORE IN SUPPORT OF MOTION  
TO ADMIT COUNSEL PRO HAC VICE**

State of New York    )  
                                  ) ss:  
County of New York )

Jennifer M. Moore, being duly sworn, hereby deposes and says as follows

1. I am attorney of record for Plaintiffs in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiffs' motion to admit Jeffrey J. Toney as counsel pro hac vice to represent Plaintiffs in this matter.

2. I am member in good standing of the bar of the State of New, and was admitted to practice law in March, 1995. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Jeffrey J. Toney since October 2005.

4. Mr. Toney is a partner with Sutherland, Asbill & Brennan, LLP, in Atlanta, Georgia.

5. I have found Mr. Toney to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move the admission of Jeffrey J. Toney, pro hac vice.


7. I respectfully submit a proposed order granting the admission of Jeffrey J. Toney, pro hac vice, which is attached hereto at Exhibit A.


WHEREFORE, it is respectfully requested that the motion to admit Jeffrey J. Toney, pro hac vice, to represent Plaintiffs in the above captioned matter, be granted.

Dated: July 30, 2007

New York New York

Notary:

  
**BARBARA KINNISON-EVERSON**  
NOTARY PUBLIC, STATE OF NEW YORK  
No. 01KE6153297, QUALIFIED IN QUEENS COUNTY  
COMMISSION EXPIRES OCTOBER 2, 2010

  
Jennifer M. Moore  
New York Bar No. 267629  
SUTHERLAND ASBILL & BRENNAN LLP  
1114 Avenue of the Americas  
New York, New York 10036  
Tel: 212-389-5000  
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**DECLARATION OF JEFFREY J. TONEY IN  
SUPPORT OF MOTION UNDER LOCAL RULE 1.3 (C) TO  
ADMIT JEFFREY J. TONEY TO PRACTICE *PRO HAC VICE***

Jeffrey J. Toney duly declares as follows:

1. I reside at 146 Hurt Street, Atlanta, Georgia 30307; I am a member of the law firm of Sutherland Asbill & Brennan LLP; and I maintain my principal office at 999 Peachtree Street, Atlanta, Georgia 30309.

2. I am admitted to practice law in the State of Georgia as of November 4, 1991 and am a member in good standing with the State Court of Georgia.

3. There are no disciplinary proceedings pending against me as a member of the Bar in any jurisdiction.

4. I have never been held in contempt of court in any jurisdiction.

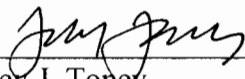
5. I have read and am familiar with the Local Rules of the United District Court for the Southern District of New York.

6. I have read and will comply with the Code of Professional Responsibility of the American Bar Association.

7. Attached to this Declaration is the original Certificate from Phyllis Brannon, the official representative of the United States District Court, Northern District of Georgia, dated July 26, 2007, indicating that I am an attorney in good standing with the State Bar of Georgia.

I declare under penalty of perjury that the statements made herein are true.

Dated this 26th day of July, 2007.

  
\_\_\_\_\_  
Jeffrey J. Toney  
Georgia State Bar No. 714615  
SUTHERLAND ASBILL & BRENNAN LLP  
999 Peachtree Street  
Atlanta, Georgia 30309  
Tel: 404.853.8000  
Fax: 404.853.8806



## CERTIFICATE OF GOOD STANDING

**UNITED STATES OF AMERICA**

}

} ss.

## NORTHERN DISTRICT OF GEORGIA

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I, James N. Hatten, Clerk of the United States District Court for the Northern District  
of Georgia,

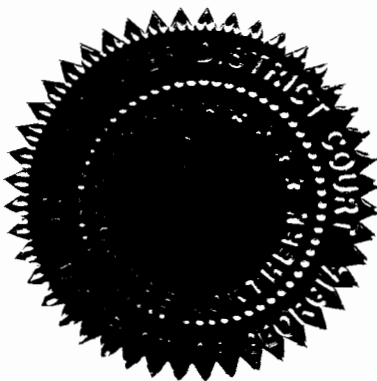
**DO HEREBY CERTIFY** that **JEFFREY J. TONEY, Georgia Bar No. 714615,**  
was duly admitted to practice in said Court on **AUGUST 24, 1992** and is in good standing as a  
member of the bar of said Court.

Dated at Atlanta, Georgia, this 26th day of July, 2007.

JAMES N. HATTEN  
CLERK OF COURT

By:

Phyllis Brannon  
Deputy Clerk



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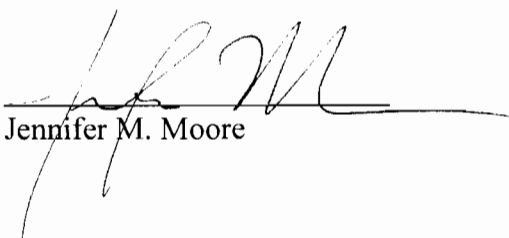
Defendants.  
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**CERTIFICATE OF SERVICE**

I, Jennifer Moore, hereby certify that on July 31, 2007, I caused true and correct copies of the foregoing *Motion To Admit Counsel Pro Hac Vice* and supporting documents for the admission of Jeffrey J. Toney to be served on the following counsel via United States Postal first class mail:

Thomas J. Parker  
Natalie C. Clayton  
Alston & Bird LLP  
90 Park Avenue  
New York, NY 10016

*Attorneys for Defendant Mylan Pharmaceuticals, Inc.*

  
Jennifer M. Moore